

**IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

**SUZANNE WADE,**

**Plaintiff,**

**v.**

**STARGATE LOGISTICS LTD and  
SANDHU GHUKIRPAL SINGH,**

**Defendants.**

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§

**Civil Action No. \_\_\_\_\_**

**INDEX OF DOCUMENTS FILED WITH NOTICE OF REMOVAL**

Tab:	Description:
Attachment 1	Case Docket, Cause 202153932, 189th Judicial District Court, Houston County, Texas
Attachment 2	Plaintiff's Original Petition
Attachment 3	Request for Issuance of Service
Attachment 4	Request for Issuance of Service
Attachment 5	Plaintiff's First Amended Petition
Attachment 6	Request for Issuance of Service – Sandhu Gurkirpal
Attachment 7	Request for Issuance of Service – Stargate
Attachment 8	Civil case information sheet
Attachment 9	Rule 11 Agreement Regarding Service of Process Upon Defendants
Attachment 10	Defendants' Original Answer

Respectfully submitted,

**WILSON, ELSER, MOSKOWITZ, EDELMAN  
& DICKER, LLP**

*/s/ Jeffrey O. Marshall*

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Jeffrey O. Marshall  
State Bar No. 00797005  
jeff.marshall@wilsonelser.com  
Wilson Elser Moskowitz Edelman & Dicker LLP  
901 Main Street, Suite 4800  
Dallas, TX 75202  
214-698-8000  
214-698-1101 fax

ATTORNEYS FOR DEFENDANTS

**CERTIFICATE OF SERVICE**

I hereby certify that foregoing document was electronically filed with the Court on June 30, 2022. Notice of this filing will be sent by operation of the Court's case management and electronic case filing system.

*s/ Jeffrey O. Marshall*

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Jeffrey O. Marshall

# **EXHIBIT**

**A-1**

[HCDistrictclerk.com](http://HCDistrictclerk.com)  
GURKIRPAL

WADE, SUZANNE vs. SINGH,  
6/15/2022

Cause: 202153932 CDI: 7 Court: 189

### SUMMARY CASE DETAILS

**File Date** 8/26/2021 **Case (Cause) Location**

**Case (Cause) Status** Active - Civil

**Case (Cause) Type** Motor Vehicle Accident

**Next/Last Setting Date** N/A

**Jury Fee Paid Date** 8/26/2021

### CURRENT PRESIDING JUDGE

**Court** 189<sup>th</sup>

**Address** 201 CAROLINE (Floor: 12)  
HOUSTON, TX 77002 Phone: 713-368-6300

**JudgeName** SCOT DOLLINGER  
**Court Type** Civil

Filing	Plaintiffs First Amended Original Petition	04/01/2022	8
Filing	Request for Issuance-Sandhu Gurkirpal Singh	04/01/2022	1
Filing	Request for Issuance- Stargate	04/01/2022	1
Filing	Plaintiffs Original Petition	08/26/2021	8
Filing	Civil Case Information Sheet	08/26/2021	1
Filing	Request for Issuance of Service	08/26/2021	1
Filing	Request for Issuance of Service	08/26/2021	1

# **EXHIBIT**

**A-2**

**2021-53932 / Court: 189****CAUSE NO. \_\_\_\_\_****SUZANNE WADE**  
*Plaintiff***vs.****STARGATE LOGISTICS LTD AND  
GURKIRPAL SINGH**  
*Defendants*§  
§  
§  
§  
§  
§  
§  
§**IN THE DISTRICT COURT****\_\_\_\_ JUDICIAL DISTRICT****HARRIS COUNTY, TEXAS****PLAINTIFF'S ORIGINAL PETITION**

Suzanne Wade, hereinafter called Plaintiff, files her original petition against Gurkirpal Singh, and Stargate Logistics, LTD hereinafter called Defendants, and would show the Court the following:

**I. DISCOVERY CONTROL PLAN LEVEL**

1. Pursuant to Texas Rule of Civil Procedure 190.4 the discovery of this case is to be conducted under a Level 3 Discovery Control Plan to be agreed upon by the parties.

**II. PARTIES AND SERVICE**

2. Plaintiff, Suzanne Wade, is a resident of Harris County, Texas.

3. Defendant, Gurkirpal Singh, is an Individual who is a resident of Ontario, Canada. He may be served with process at his home at the following address: 4 Sweet Oak Court, Brampton, ON L6Y 3S8, or wherever he may be found. Service of said Defendant can be effected by personal delivery.

4. Defendant, Stargate Logistics, LTD, a foreign limited liability company whose registered office is located in Ontario, Canada at 5608 Trafalgar Road, Milton, ON L9E 0Y8, may be served with process by serving its registered agent for service of process, Jeffrey Fultz, at 1221 McKinney, Suite 4300, Houston, TX 77010.

### **III. JURISDICTION AND VENUE**

5. The subject matter in controversy is within the jurisdictional limits of this court.

6. This court has jurisdiction over the parties because Defendant Gurkirpal Singh purposefully availed himself purposefully availed himself of the privilege of conducting activities in the state of Texas and established minimum contacts sufficient to confer jurisdiction over said Defendant, and the assumption of jurisdiction over Defendant will not offend traditional notions of fair play and substantial justice and is consistent with the constitutional requirements of due process.

7. This court has jurisdiction over the parties because Defendant Stargate Logistics LTD purposefully availed itself of the privilege of conducting activities in the state of Texas and established minimum contacts sufficient to confer jurisdiction over said Defendant, and the assumption of jurisdiction over Defendant will not offend traditional notions of fair play and substantial justice and is consistent with the constitutional requirements of due process.

8. Venue in Harris County is proper in this cause under Section 15.002(a)(1) of the Texas Civil Practice and Remedies Code because all or a substantial part of the events or omissions giving rise to this lawsuit occurred in this county.

### **IV. FACTS**

9. On April 28, 2021, Plaintiff Suzanne Wade was sitting in her stationary vehicle in the lot surrounding DHL Supply Chain located at 9701 TX-225, La Porte, TX 77571 in Harris County, Texas. At the same time, Defendant Gurkirpal Singh was in front of Plaintiff when he began to reverse an 18-wheeler towing a trailer in the course and scope of his employment for Stargate Logistics LTD. Defendant failed to check behind his vehicle or use proper warning signals before reversing the 18-wheeler into Plaintiff and pushing her several car lengths. Defendant failed

to keep a proper lookout and control his speed, and caused a collision with Plaintiff's vehicle. As a result of the collision, Plaintiff suffered serious bodily injuries.

**V. PLAINTIFF'S CLAIM OF NEGLIGENCE  
AGAINST GURKIRPAL SINGH**

10. Defendant Gurkirpal Singh had a duty to exercise the degree of care that a person of ordinary prudence would use to avoid harm to others under circumstances similar to those described herein.

11. Plaintiff's injuries were proximately caused by Defendant Gurkirpal Singh's negligent, careless and reckless disregard of said duty.

12. The negligent, careless and reckless disregard of duty of Defendant Gurkirpal Singh consisted of, but is not limited to, the following acts and omissions:

- A. In that Defendant Gurkirpal Singh failed to keep a proper lookout for Plaintiff's safety that would have been maintained by a person of ordinary prudence under the same or similar circumstances;
- B. In that Defendant Gurkirpal Singh was operating his motor vehicle at a rate of speed which was greater than that would have been operated by a person of ordinary prudence under the same or similar circumstances;
- C. In that Defendant Gurkirpal Singh failed to operate a motor vehicle as a person using ordinary prudent care would have done;
- D. In that Defendant Gurkirpal Singh failed to maintain a clear and reasonable distance between Plaintiff's motor vehicle and Defendant's motor vehicle which would permit Defendant to bring his motor vehicle to a safe stop without colliding into Plaintiff's motor vehicle;
- E. In that Defendant Gurkirpal Singh failed to keep such distance away from Plaintiff's motor vehicle as a person using ordinary prudent care would have done;
- F. In that Defendant Gurkirpal Singh failed to turn his motor vehicle in an effort to avoid the collision complained of;



- G. In that Defendant Gurkirpal Singh failed to apply his brakes to his motor vehicle in a timely and prudent manner and/or wholly failed to apply his brakes in order to avoid the collision in question;
- H. In that Defendant Gurkirpal Singh failed to stop at an Official-Traffic Control Device;
- I. In that Defendant Gurkirpal Singh failed to yield the right-of-way to Plaintiff;
- J. In that Defendant Gurkirpal Singh failed to use the proper procedure for driving an 18-wheeler in reverse;
- K. In that Defendant Gurkirpal Singh failed to check behind his vehicle before driving in reverse; and
- L. In that Defendant Gurkirpal Singh drove the 18-wheeler in reverse causing a collision with Plaintiff.

**VI. PLAINTIFF'S CLAIM OF RESPONDEAT SUPERIOR  
AGAINST DEFENDANT STARGATE LOGISTICS LTD**

13. Plaintiff was injured as a result of Defendant Stargate Logistics LTD's employee's negligence.

14. Defendant Stargate Logistics LTD's employee's negligence was performed while employee was within the course and scope of that employment.

15. Defendant Stargate Logistics LTD's employee had a duty to exercise the degree of care that a reasonably careful person would use to avoid harm to others under circumstances similar to those described herein.

16. Plaintiffs' injuries were proximately caused by Defendant Stargate Logistics LTD's employee's negligent, careless and/or reckless disregard of said duty.

17. The negligent, careless and/or reckless disregard of duty of Defendant Stargate Logistics LTD's employee consisted of, but is not limited to, the following acts and omissions:

- A. In that Defendant Gurkirpal Singh failed to keep a proper lookout for Plaintiff's safety that would have been maintained by a person of ordinary prudence under the same or similar circumstances;
- B. In that Defendant Gurkirpal Singh was operating his motor vehicle at a rate of speed which was greater than that would have been operated by a person of ordinary prudence under the same or similar circumstances;
- C. In that Defendant Gurkirpal Singh failed to operate a motor vehicle as a person using ordinary prudent care would have done;
- D. In that Defendant Gurkirpal Singh failed to maintain a clear and reasonable distance between Plaintiff's motor vehicle and Defendant's motor vehicle which would permit Defendant to bring his motor vehicle to a safe stop without colliding into Plaintiff's motor vehicle;
- E. In that Defendant Gurkirpal Singh failed to keep such distance away from Plaintiff's motor vehicle as a person using ordinary prudent care would have done;
- F. In that Defendant Gurkirpal Singh failed to turn his motor vehicle in an effort to avoid the collision complained of;
- G. In that Defendant Gurkirpal Singh failed to apply his brakes to his motor vehicle in a timely and prudent manner and/or wholly failed to apply his brakes in order to avoid the collision in question;
- H. In that Defendant Gurkirpal Singh failed to stop at an Official-Traffic Control Device; and
- I. In that Defendant Gurkirpal Singh failed to yield the right-of-way to Plaintiff.
- J. In that Defendant Gurkirpal Singh failed to use the proper procedure for driving an 18-wheeler in reverse;
- K. In that Defendant Gurkirpal Singh failed to check behind his vehicle before driving in reverse; and
- L. In that Defendant Gurkirpal Singh drove the 18-wheeler in reverse causing a collision with Plaintiff.

## **VII. DAMAGES FOR PLAINTIFF SUZANNE WADE**

18. Plaintiff incorporates all factual allegations made above.

19. As a result of the incident made the basis of this lawsuit described in the preceding paragraphs and the negligence of Defendants, Plaintiff sustained significant injuries and damages in the past and future.

20. Plaintiff seeks monetary relief of over \$1,000,000.

## **VIII. DEMAND FOR TRIAL BY JURY**

21. Plaintiff demands a jury trial and tenders the appropriate fee with this petition.

## **IX. REQUESTS FOR DISCLOSURE**

22. Under Texas Rules of Civil Procedure 194, Plaintiff requests that Defendant disclose, within 50 days of the service of this request, the information or material described in rule 194.2.

## **X. RULE 193.7 NOTICE**

23. Pursuant to TEX. R. CIV. P. 193.7, Plaintiff hereby gives actual notice to each Defendant that any and all documents produced may be used against the Defendant producing the document at any pretrial proceeding and/or at the trial of this matter without the necessity of authenticating the documents.

## **XI. PRAYER**

Plaintiff prays that citation issue and be served upon Defendants requiring them to appear and answer. Plaintiff seeks damages as set forth above in excess of the minimum jurisdictional limits of this court, monetary relief in excess of \$1,000,000, pre-judgment and post-judgment interest, court costs, punitive damages, and all such other relief to which Plaintiff shows himself justly entitled as well as the monetary value of these damages, which include, but are not limited

to:

1. Reasonable medical care and expenses in the past;
2. Reasonable and necessary medical care and expenses which will in all reasonable probability be incurred in the future;
3. Physical pain and suffering in the past;
4. Physical pain and suffering in the future;
5. Physical impairment in the past;
6. Physical impairment which, in all reasonable probability, will be suffered in the future;
7. Physical disfigurement;
8. Loss of Wages in the past;
9. Loss of Wages in the future;
10. Mental anguish in the past;
11. Mental anguish in the future; and
12. Property damage

Respectfully submitted,

**THE MORRELL LAW FIRM, PLLC**

By: /s/ Christopher Morrell

Christopher Morrell

State Bar No. 24077383

Email: [cmorrell@themorrellfirm.com](mailto:cmorrell@themorrellfirm.com)

Boone Moyle

State Bar No. 24121238

Email: [bmoyle@themorrellfirm.com](mailto:bmoyle@themorrellfirm.com)

3730 Kirby, Suite 1030

Houston, Texas 77098

(833) 667-7355 / F: (713) 322-5998

ECF: [team@themorrellfirm.com](mailto:team@themorrellfirm.com)

**ATTORNEYS FOR PLAINTIFF**

**Automated Certificate of eService**

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Christopher Morrell on behalf of Christopher Morrell  
Bar No. 24077383  
cmorrell@themorrellfirm.com  
Envelope ID: 56702423  
Status as of 8/26/2021 4:14 PM CST

## Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Boone Moyle		bmoyle@themorrellfirm.com	8/26/2021 3:58:46 PM	SENT
Christopher Morrell		cmorrell@themorrellfirm.com	8/26/2021 3:58:46 PM	SENT
Mariselma Ayala-Stephens		mayala-stephens@themorrellfirm.com	8/26/2021 3:58:46 PM	SENT

# **EXHIBIT**

**A-3**



# Marilyn Burgess

HARRIS COUNTY DISTRICT CLERK

201 Caroline | P.O. Box 4651 | Houston, Texas 77210-4651 | 832-927-5800 | www.hcdistrictclerk.com

4/1/2022 11:40:32 AM  
 Marilyn Burgess - District Clerk  
 Harris County  
 Envelope No: 63180870  
 By: DENMON, BRIANNA J  
 Filed: 4/1/2022 11:40:32 AM

## Request for Issuance of Service

CASE NUMBER: 2021-53932 \_\_\_\_\_

CURRENT COURT: 189<sup>th</sup>

Name(s) of Documents to be served: Plaintiff's Original Petition

FILE DATE: August 26, 2021

Month/Day/Year

SERVICE TO BE ISSUED ON (Please List Exactly As The Name Appears In The Pleading To Be Served):

Issue Service to: **Stargate Logistics, LTD**Address of Service: **6550 Danville Road**City, State & Zip: **Mississauga ON L5T 2S6**Agent (if applicable): **Nilam Desai**

TYPE OF SERVICE/PROCESS TO BE ISSUED: (Check the proper Box)

- ☒ Citation    ☐ Citation by Posting    ☐ Citation by Publication    ☐ Citations Rule 106 Service  
☐ Citation Scire Facias    Newspaper \_\_\_\_\_  
☐ Temporary Restraining Order    ☐ Precept    ☐ Notice  
☐ Protective Order  
☐ Secretary of State Citation (\$12.00)    ☐ Capias (not an E-Issuance)    ☐ Attachment  
☐ Certiorari    ☐ Highway Commission (\$12.00)  
☐ Commissioner of Insurance (\$12.00)    ☐ Hague Convention (\$16.00)    ☐ Garnishment  
☐ Habeas Corpus    ☐ Injunction    ☐ Sequestration  
☐ Subpoena  
☐ Other (Please Describe) \_\_\_\_\_

(See additional Forms for Post Judgment Service)

**SERVICE BY (check one):**

- ☐ ATTORNEY PICK-UP (phone) \_\_\_\_\_    ☒ E-Issuance by District Clerk  
☐ MAIL to attorney at: \_\_\_\_\_    (No Service Copy Fees Charged)  
☐ CONSTABLE    **Note: The email registered with EfileTexas.gov must be used to retrieve the E-Issuance Service Documents.**  
☐ CERTIFIED MAIL by District Clerk    Visit [www.hcdistrictclerk.com](http://www.hcdistrictclerk.com) for more instructions.  
☐ CIVIL PROCESS SERVER - Authorized Person to Pick-up: \_\_\_\_\_ Phone: \_\_\_\_\_  
☐ OTHER, explain \_\_\_\_\_

Issuance of Service Requested By: Attorney/Party Name: **Christopher Morrell** Bar # or ID **24077383**Mailing Address: **3730 Kirby Dr., Suite 1030, Houston, TX 77098** Phone Number: **833-667-7355**

# **EXHIBIT**

**A-4**



**Marilyn Burgess**

HARRIS COUNTY DISTRICT CLERK

201 Caroline | P.O. Box 4651 | Houston, Texas 77210-4651 | 832-927-5800 | www.hcdistrictclerk.com

4/1/2022 11:40:32 AM  
Marilyn Burgess - District Clerk  
Harris County  
Envelope No: 63180870  
By: DENMON, BRIANNA J  
Filed: 4/1/2022 11:40:32 AM**Request for Issuance of Service**

CASE NUMBER: 2021-53932

CURRENT COURT: 189th

Name(s) of Documents to be served: Plaintiff's Original Petition

FILE DATE: August 26, 2021

Month/Day/Year

**SERVICE TO BE ISSUED ON (Please List Exactly As The Name Appears In The Pleading To Be Served):****Issue Service to: Sandhu Gurkirpal Singh**Address of Service: **4 Sweet Oak Court**City, State & Zip: **Brampton, ON L6Y 3S8**

Agent (if applicable):

**TYPE OF SERVICE/PROCESS TO BE ISSUED: (Check the proper Box)**

- |  |   |  |   |
|--|---|--|---|
| <input checked="" type="checkbox"/> Citation                   | <input type="checkbox"/> Citation by Posting          | <input type="checkbox"/> Citation by Publication | <input type="checkbox"/> Citations Rule 106 Service |
| <input type="checkbox"/> Citation Scire Facias                 | Newspaper _____                                       |  |   |
| <input type="checkbox"/> Temporary Restraining Order           | <input type="checkbox"/> Precept                      | <input type="checkbox"/> Notice                  |   |
| <input type="checkbox"/> Protective Order                      |   |  |   |
| <input type="checkbox"/> Secretary of State Citation (\$12.00) | <input type="checkbox"/> Capias (not an E-Issuance)   | <input type="checkbox"/> Attachment              |   |
| <input type="checkbox"/> Certiorari                            | <input type="checkbox"/> Highway Commission (\$12.00) |  |   |
| <input type="checkbox"/> Commissioner of Insurance (\$12.00)   | <input type="checkbox"/> Hague Convention (\$16.00)   | <input type="checkbox"/> Garnishment             |   |
| <input type="checkbox"/> Habeas Corpus                         | <input type="checkbox"/> Injunction                   | <input type="checkbox"/> Sequestration           |   |
| <input type="checkbox"/> Subpoena                              |   |  |   |
| <input type="checkbox"/> Other (Please Describe) _____         |   |  |   |

(See additional Forms for Post Judgment Service)

**SERVICE BY (check one):**

- |  |  |
|--|--|
| <input type="checkbox"/> ATTORNEY PICK-UP (phone) _____  | <input checked="" type="checkbox"/> E-Issuance by District Clerk<br>(No Service Copy Fees Charged)   |
| <input type="checkbox"/> MAIL to attorney at: _____  | <b>Note: The email registered with EfileTexas.gov must be used to retrieve the E-Issuance Service Documents.<br/>Visit <a href="http://www.hcdistrictclerk.com">www.hcdistrictclerk.com</a> for more instructions.</b> |
| <input type="checkbox"/> CONSTABLE   |  |
| <input type="checkbox"/> CERTIFIED MAIL by District Clerk  |  |
| <input type="checkbox"/> CIVIL PROCESS SERVER - Authorized Person to Pick-up: _____ Phone: _____ |  |
| <input type="checkbox"/> OTHER, explain _____  |  |

**Issuance of Service Requested By: Attorney/Party Name: Christopher Morrell Bar # or ID 24077383**Mailing Address: **3730 Kirby Dr., Suite 1030, Houston, TX 77098** Phone Number: **833-667-7355**

# **EXHIBIT**

**A-5**

**CAUSE NO. 2021-53932**

<b>SUZANNE WADE</b>	§	<b>IN THE DISTRICT COURT</b>
<i>Plaintiff</i>	§	
	§	
<b>vs.</b>	§	<b>189<sup>TH</sup> JUDICIAL DISTRICT</b>
	§	
<b>STARGATE LOGISTICS LTD AND</b>	§	
<b>SANDHU GURKIRPAL SINGH</b>	§	<b>HARRIS COUNTY, TEXAS</b>
<i>Defendants</i>	§	

**PLAINTIFF'S FIRST AMENDED ORIGINAL PETITION**

Suzanne Wade, hereinafter called Plaintiff, files her original petition against Sandhu Gurkirpal Singh, and Stargate Logistics, LTD hereinafter called Defendants, and would show the Court the following:

**I. DISCOVERY CONTROL PLAN LEVEL**

1. Pursuant to Texas Rule of Civil Procedure 190.4 the discovery of this case is to be conducted under a Level 3 Discovery Control Plan to be agreed upon by the parties.

**II. PARTIES AND SERVICE**

2. Plaintiff, Suzanne Wade, is a resident of Harris County, Texas.
3. Defendant, Sandhu Gurkirpal Singh, is an Individual who is a resident of Ontario, Canada. He may be served with process at his home at the following address: 4 Sweet Oak Court, Brampton, ON L6Y 3S8, or wherever he may be found.
4. Defendant, Stargate Logistics, LTD is a foreign limited liability company whose registered office is located in Ontario, Canada at 6550 Danville Road Mississauga ON L5T 2S6, may be served with process by serving its company manager, Nilam Desai, at 6550 Danville Road Mississauga ON L5T 2S6, or wherever he can be found.

### **III. JURISDICTION AND VENUE**

5. The subject matter in controversy is within the jurisdictional limits of this court.

6. This court has jurisdiction over the parties because Defendant Sandhu Gurkirpal Singh purposefully availed himself purposefully availed himself of the privilege of conducting activities in the state of Texas and established minimum contacts sufficient to confer jurisdiction over said Defendant, and the assumption of jurisdiction over Defendant will not offend traditional notions of fair play and substantial justice and is consistent with the constitutional requirements of due process.

7. This court has jurisdiction over the parties because Defendant Stargate Logistics LTD purposefully availed itself of the privilege of conducting activities in the state of Texas and established minimum contacts sufficient to confer jurisdiction over said Defendant, and the assumption of jurisdiction over Defendant will not offend traditional notions of fair play and substantial justice and is consistent with the constitutional requirements of due process.

8. Venue in Harris County is proper in this cause under Section 15.002(a)(1) of the Texas Civil Practice and Remedies Code because all or a substantial part of the events or omissions giving rise to this lawsuit occurred in this county.

### **IV. FACTS**

9. On April 28, 2021, Plaintiff Suzanne Wade was sitting in her stationary vehicle in the lot surrounding DHL Supply Chain located at 9701 TX-225, La Porte, TX 77571 in Harris County, Texas. At the same time, Defendant Sandhu Gurkirpal Singh was in front of Plaintiff when he began to reverse an 18-wheeler towing a trailer in the course and scope of his employment for Stargate Logistics LTD. Defendant failed to check behind his vehicle or use proper warning signals

before reversing the 18-wheeler into Plaintiff and pushing her several car lengths. Defendant failed to keep a proper lookout and control his speed and caused a collision with Plaintiff's vehicle. As a result of the collision, Plaintiff suffered serious bodily injuries.

**V. PLAINTIFF'S CLAIM OF NEGLIGENCE  
AGAINST SANDHU GURKIRPAL SINGH**

10. Defendant Sandhu Gurkirpal Singh had a duty to exercise the degree of care that a person of ordinary prudence would use to avoid harm to others under circumstances similar to those described herein.

11. Plaintiff's injuries were proximately caused by Defendant Sandhu Gurkirpal Singh's negligent, careless and reckless disregard of said duty.

12. The negligent, careless and reckless disregard of duty of Defendant Sandhu Gurkirpal Singh consisted of, but is not limited to, the following acts and omissions:

- A. In that Defendant Sandhu Gurkirpal Singh failed to keep a proper lookout for Plaintiff's safety that would have been maintained by a person of ordinary prudence under the same or similar circumstances;
- B. In that Defendant Sandhu Gurkirpal Singh was operating his motor vehicle at a rate of speed which was greater than that would have been operated by a person of ordinary prudence under the same or similar circumstances;
- C. In that Defendant Sandhu Gurkirpal Singh failed to operate a motor vehicle as a person using ordinary prudent care would have done;
- D. In that Defendant Sandhu Gurkirpal Singh failed to maintain a clear and reasonable distance between Plaintiff's motor vehicle and Defendant's motor vehicle which would permit Defendant to bring his motor vehicle to a safe stop without colliding into Plaintiff's motor vehicle;
- E. In that Defendant Sandhu Gurkirpal Singh failed to keep such distance away from Plaintiff's motor vehicle as a person using ordinary prudent care would have done;

- F. In that Defendant Sandhu Gurkirpal Singh failed to turn his motor vehicle in an effort to avoid the collision complained of;
- G. In that Defendant Sandhu Gurkirpal Singh failed to apply his brakes to his motor vehicle in a timely and prudent manner and/or wholly failed to apply his brakes in order to avoid the collision in question;
- H. In that Defendant Sandhu Gurkirpal Singh failed to stop at an Official-Traffic Control Device;
- I. In that Defendant Sandhu Gurkirpal Singh failed to yield the right-of-way to Plaintiff;
- J. In that Defendant Sandhu Gurkirpal Singh failed to use the proper procedure for driving an 18-wheeler in reverse;
- K. In that Defendant Sandhu Gurkirpal Singh failed to check behind his vehicle before driving in reverse; and
- L. In that Defendant Sandhu Gurkirpal Singh drove the 18-wheeler in reverse causing a collision with Plaintiff.

**VI. PLAINTIFF'S CLAIM OF RESPONDEAT SUPERIOR  
AGAINST DEFENDANT STARGATE LOGISTICS, LTD**

13. Plaintiff was injured as a result of Defendant Stargate Logistics, LTD's employee's negligence.

14. Defendant Stargate Logistics, LTD's employee's negligence was performed while employee was within the course and scope of that employment.

15. Defendant Stargate Logistics, LTD's employee had a duty to exercise the degree of care that a reasonably careful person would use to avoid harm to others under circumstances similar to those described herein.

16. Plaintiffs' injuries were proximately caused by Defendant Stargate Logistics, LTD's employee's negligent, careless and/or reckless disregard of said duty.

17. The negligent, careless and/or reckless disregard of duty of Defendant Stargate Logistics, LTD's employee consisted of, but is not limited to, the following acts and omissions:

- A. In that Defendant Sandhu Gurkirpal Singh failed to keep a proper lookout for Plaintiff's safety that would have been maintained by a person of ordinary prudence under the same or similar circumstances;
- B. In that Defendant Sandhu Gurkirpal Singh was operating his motor vehicle at a rate of speed which was greater than that would have been operated by a person of ordinary prudence under the same or similar circumstances;
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- K. In that Defendant Sandhu Gurkirpal Singh failed to check behind his vehicle before driving in reverse; and
- L. In that Defendant Sandhu Gurkirpal Singh drove the 18-wheeler in reverse causing a collision with Plaintiff.

## **VII. DAMAGES FOR PLAINTIFF SUZANNE WADE**

18. Plaintiff incorporates all factual allegations made above.

As a result of the incident made the basis of this lawsuit described in the preceding paragraphs and the negligence of Defendants, Plaintiff sustained significant injuries and damages in the past and future as well as the monetary value of these damages, which include, but are not limited to:

1. Reasonable medical care and expenses in the past;
2. Reasonable and necessary medical care and expenses which will in all reasonable probability be incurred in the future;
3. Physical pain and suffering in the past;
4. Physical pain and suffering in the future;
5. Physical impairment in the past;
6. Physical impairment which, in all reasonable probability, will be suffered in the future;
7. Physical disfigurement;
8. Loss of Wages in the past;
9. Loss of Wages in the future;
10. Mental anguish in the past;
11. Mental anguish in the future; and
12. Property damage

## **VIII. DEMAND FOR TRIAL BY JURY**

19. Plaintiff demands a jury trial and tenders the appropriate fee with this petition.



## **IX. REQUESTS FOR DISCLOSURE**

20. Under Texas Rules of Civil Procedure 194, Plaintiff requests that Defendants disclose, within 50 days of the service of this request, the information or material described in rule 194.2.

## **X. RULE 193.7 NOTICE**

21. Pursuant to TEX. R. CIV. P. 193.7, Plaintiff hereby gives actual notice to each Defendant that any and all documents produced may be used against the Defendants producing the document at any pretrial proceeding and/or at the trial of this matter without the necessity of authenticating the documents.

## **PRAYER**

Plaintiff prays that citation issue and be served upon Defendants requiring them to appear and answer. Plaintiff seeks damages as set forth above in excess of the minimum jurisdictional limits of this court, monetary relief in excess of \$1,000,000.00, pre-judgment and post-judgment interest, court costs, punitive damages, and all such other relief to which Plaintiff shows himself justly entitled.

Respectfully submitted,

**THE MORRELL LAW FIRM, PLLC**

By: /s/ Christopher Morrell

Christopher Morrell

State Bar No. 24077383

Email: [cmorrell@themorrellfirm.com](mailto:cmorrell@themorrellfirm.com)

3730 Kirby, Suite 1030

Houston, Texas 77098

(833) 667-7355 / F: (713) 322-5998

ECF: [team@themorrellfirm.com](mailto:team@themorrellfirm.com)

**ATTORNEYS FOR PLAINTIFF**

**Automated Certificate of eService**

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Christopher Morrell on behalf of Christopher Morrell

Bar No. 24077383

cmorrell@themorrellfirm.com

Envelope ID: 63180870

Status as of 4/1/2022 4:30 PM CST

**Case Contacts**

<b>Name</b>	<b>BarNumber</b>	<b>Email</b>	<b>TimestampSubmitted</b>	<b>Status</b>
Christopher Morrell		cmorrell@themorrellfirm.com	4/1/2022 11:40:32 AM	SENT
Mariselma Ayala-Stephens		mayala-stephens@themorrellfirm.com	4/1/2022 11:40:32 AM	SENT

# **EXHIBIT**

**A-6**

**Marilyn Burgess**

HARRIS COUNTY DISTRICT CLERK

201 Caroline | P.O. Box 4651 | Houston, Texas 77210-4651 | 832-927-5800 | www.hcdistrictclerk.com

4/1/2022 11:40:32 AM  
 Marilyn Burgess - District Clerk  
 Harris County  
 Envelope No: 63180870  
 By: DENMON, BRIANNA J  
 Filed: 4/1/2022 11:40:32 AM

**Request for Issuance of Service**

CASE NUMBER: 2021-53932

CURRENT COURT: 189th

Name(s) of Documents to be served: Plaintiff's Original Petition

FILE DATE: August 26, 2021

Month/Day/Year

**SERVICE TO BE ISSUED ON (Please List Exactly As The Name Appears In The Pleading To Be Served):****Issue Service to: Sandhu Gurkirpal Singh**Address of Service: **4 Sweet Oak Court**City, State & Zip: **Brampton, ON L6Y 3S8**

Agent (if applicable):

**TYPE OF SERVICE/PROCESS TO BE ISSUED: (Check the proper Box)**

- ☒ Citation   
 ☐ Citation by Posting   
 ☐ Citation by Publication   
 ☐ Citations Rule 106 Service  
☐ Citation Scire Facias   
 Newspaper \_\_\_\_\_  
☐ Temporary Restraining Order   
☐ Precept   
☐ Notice  
☐ Protective Order  
☐ Secretary of State Citation (\$12.00)   
☐ Capias (not an E-Issuance)   
☐ Attachment  
☐ Certiorari   
☐ Highway Commission (\$12.00)  
☐ Commissioner of Insurance (\$12.00)   
☐ Hague Convention (\$16.00)   
☐ Garnishment  
☐ Habeas Corpus   
☐ Injunction   
☐ Sequestration  
☐ Subpoena  
☐ Other (Please Describe) \_\_\_\_\_

(See additional Forms for Post Judgment Service)

**SERVICE BY (check one):**

- ☐ ATTORNEY PICK-UP (phone) \_\_\_\_\_   
☒ E-Issuance by District Clerk  
☐ MAIL to attorney at: \_\_\_\_\_   
 (No Service Copy Fees Charged)  
☐ CONSTABLE   
**Note: The email registered with EfileTexas.gov must be used to retrieve the E-Issuance Service Documents.**  
☐ CERTIFIED MAIL by District Clerk   
**Visit www.hcdistrictclerk.com for more instructions.**  
☐ CIVIL PROCESS SERVER - Authorized Person to Pick-up: \_\_\_\_\_ Phone: \_\_\_\_\_  
☐ OTHER, explain \_\_\_\_\_

**Issuance of Service Requested By: Attorney/Party Name: Christopher Morrell Bar # or ID 24077383**Mailing Address: **3730 Kirby Dr., Suite 1030, Houston, TX 77098** Phone Number: **833-667-7355**

# **EXHIBIT**

**A-7**



# Marilyn Burgess

HARRIS COUNTY DISTRICT CLERK

201 Caroline | P.O. Box 4651 | Houston, Texas 77210-4651 | 832-927-5800 | www.hcdistrictclerk.com

4/1/2022 11:40:32 AM  
 Marilyn Burgess - District Clerk  
 Harris County  
 Envelope No: 63180870  
 By: DENMON, BRIANNA J  
 Filed: 4/1/2022 11:40:32 AM

## Request for Issuance of Service

CASE NUMBER: 2021-53932 \_\_\_\_\_

CURRENT COURT: 189<sup>th</sup>

Name(s) of Documents to be served: Plaintiff's Original Petition

FILE DATE: August 26, 2021

Month/Day/Year

SERVICE TO BE ISSUED ON (Please List Exactly As The Name Appears In The Pleading To Be Served):

Issue Service to: **Stargate Logistics, LTD**Address of Service: **6550 Danville Road**City, State & Zip: **Mississauga ON L5T 2S6**Agent (if applicable): **Nilam Desai**

TYPE OF SERVICE/PROCESS TO BE ISSUED: (Check the proper Box)

- ☒ Citation    ☐ Citation by Posting    ☐ Citation by Publication    ☐ Citations Rule 106 Service  
☐ Citation Scire Facias    Newspaper \_\_\_\_\_  
☐ Temporary Restraining Order    ☐ Precept    ☐ Notice  
☐ Protective Order  
☐ Secretary of State Citation (\$12.00)    ☐ Capias (not an E-Issuance)    ☐ Attachment  
☐ Certiorari    ☐ Highway Commission (\$12.00)  
☐ Commissioner of Insurance (\$12.00)    ☐ Hague Convention (\$16.00)    ☐ Garnishment  
☐ Habeas Corpus    ☐ Injunction    ☐ Sequestration  
☐ Subpoena  
☐ Other (Please Describe) \_\_\_\_\_

(See additional Forms for Post Judgment Service)

**SERVICE BY (check one):**

- ☐ ATTORNEY PICK-UP (phone) \_\_\_\_\_    ☒ E-Issuance by District Clerk  
☐ MAIL to attorney at: \_\_\_\_\_    (No Service Copy Fees Charged)  
☐ CONSTABLE    **Note: The email registered with EfileTexas.gov must be used to retrieve the E-Issuance Service Documents.**  
☐ CERTIFIED MAIL by District Clerk    Visit [www.hcdistrictclerk.com](http://www.hcdistrictclerk.com) for more instructions.  
☐ CIVIL PROCESS SERVER - Authorized Person to Pick-up: \_\_\_\_\_ Phone: \_\_\_\_\_  
☐ OTHER, explain \_\_\_\_\_

Issuance of Service Requested By: Attorney/Party Name: **Christopher Morrell** Bar # or ID **24077383**Mailing Address: **3730 Kirby Dr., Suite 1030, Houston, TX 77098** Phone Number: **833-667-7355**

# **EXHIBIT**

**A-8**

CAUSE NUMBER (FOR CLERK USE ONLY):

COURT (FOR CLERK USE ONLY):

2021-53932 / Court: 189

STYLED Suzanne Wade vs. Gurkiral Singh, and Stargate Logistics, LTD

(e.g., John Smith v. All American Insurance Co; In re Mary Ann Jones; In the Matter of the Estate of George Jackson)

A civil case information sheet must be completed and submitted when an original petition or application is filed to initiate a new civil, family law, probate, or mental health case or when a post-judgment petition for modification or motion for enforcement is filed in a family law case. The information should be the best available at the time of filing.

1. Contact information for person completing case information sheet:		Names of parties in case:		Person or entity completing sheet is:	
Name:	Email:	Plaintiff(s)/Petitioner(s):		<input checked="" type="checkbox"/> Attorney for Plaintiff/Petitioner <input type="checkbox"/> Pro Se Plaintiff/Petitioner <input type="checkbox"/> Title IV-D Agency <input type="checkbox"/> Other:	
Christopher Morrell	cmorrell@themorrellfirm.com	Suzanne Wade		Additional Parties in Child Support Case:	
Address:	Telephone:	Defendant(s)/Respondent(s):		Custodial Parent:	
3730 Kirby Drive, Suite 1030	833-667-7355	urkiral Singh		Non-Custodial Parent:	
City/State/Zip:	Fax:	Stargate Logistics, LTD		Presumed Father:	
Houston, TX 77098	713-322-5998	[Attach additional page as necessary to list all parties]			
Signature:	State Bar No:				
Christopher Morrell	24077383				
2. Indicate case type, or identify the most important issue in the case (select only 1):					
Civil			Family Law		
<b>Contract</b> <input type="checkbox"/> Debt/Contract <input type="checkbox"/> Consumer/DTPA <input type="checkbox"/> Debt/Contract <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Other Debt/Contract:  <b>Foreclosure</b> <input type="checkbox"/> Home Equity—Expedited <input type="checkbox"/> Other Foreclosure <input type="checkbox"/> Franchise <input type="checkbox"/> Insurance <input type="checkbox"/> Landlord/Tenant <input type="checkbox"/> Non-Competition <input type="checkbox"/> Partnership <input type="checkbox"/> Other Contract:	<b>Injury or Damage</b> <input type="checkbox"/> Assault/Battery <input type="checkbox"/> Construction <input type="checkbox"/> Defamation <b>Malpractice</b> <input type="checkbox"/> Accounting <input type="checkbox"/> Legal <input type="checkbox"/> Medical <input type="checkbox"/> Other Professional Liability: <input checked="" type="checkbox"/> Motor Vehicle Accident <input type="checkbox"/> Premises <b>Product Liability</b> <input type="checkbox"/> Asbestos/Silica <input type="checkbox"/> Other Product Liability List Product: <input type="checkbox"/> Other Injury or Damage:	<b>Real Property</b> <input type="checkbox"/> Eminent Domain/Condemnation <input type="checkbox"/> Partition <input type="checkbox"/> Quiet Title <input type="checkbox"/> Trespass to Try Title <input type="checkbox"/> Other Property:  <b>Related to Criminal Matters</b> <input type="checkbox"/> Expunction <input type="checkbox"/> Judgment Nisi <input type="checkbox"/> Non-Disclosure <input type="checkbox"/> Seizure/Forfeiture <input type="checkbox"/> Writ of Habeas Corpus—Pre-indictment <input type="checkbox"/> Other:	<b>Marriage Relationship</b> <input type="checkbox"/> Annulment <input type="checkbox"/> Declare Marriage Void <b>Divorce</b> <input type="checkbox"/> With Children <input type="checkbox"/> No Children  <b>Other Family Law</b> <input type="checkbox"/> Enforce Foreign Judgment <input type="checkbox"/> Habeas Corpus <input type="checkbox"/> Name Change <input type="checkbox"/> Protective Order <input type="checkbox"/> Removal of Disabilities of Minority <input type="checkbox"/> Other:	<b>Post-judgment Actions (non-Title IV-D)</b> <input type="checkbox"/> Enforcement <input type="checkbox"/> Modification—Custody <input type="checkbox"/> Modification—Other  <b>Title IV-D</b> <input type="checkbox"/> Enforcement/Modification <input type="checkbox"/> Paternity <input type="checkbox"/> Reciprocals (UIFSA) <input type="checkbox"/> Support Order  <b>Parent-Child Relationship</b> <input type="checkbox"/> Adoption/Adoption with Termination <input type="checkbox"/> Child Protection <input type="checkbox"/> Child Support <input type="checkbox"/> Custody or Visitation <input type="checkbox"/> Gestational Parenting <input type="checkbox"/> Grandparent Access <input type="checkbox"/> Parentage/Paternity <input type="checkbox"/> Termination of Parental Rights <input type="checkbox"/> Other Parent-Child:	
<b>Employment</b> <input type="checkbox"/> Discrimination <input type="checkbox"/> Retaliation <input type="checkbox"/> Termination <input type="checkbox"/> Workers' Compensation <input type="checkbox"/> Other Employment:	<b>Other Civil</b> <input type="checkbox"/> Administrative Appeal <input type="checkbox"/> Antitrust/Unfair Competition <input type="checkbox"/> Code Violations <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Intellectual Property		<input type="checkbox"/> Lawyer Discipline <input type="checkbox"/> Perpetuate Testimony <input type="checkbox"/> Securities/Stock <input type="checkbox"/> Tortious Interference <input type="checkbox"/> Other:		
<b>Tax</b> <input type="checkbox"/> Tax Appraisal <input type="checkbox"/> Tax Delinquency <input type="checkbox"/> Other Tax	<b>Probate &amp; Mental Health</b> <b>Probate/Wills/Intestate Administration</b> <input type="checkbox"/> Dependent Administration <input type="checkbox"/> Independent Administration <input type="checkbox"/> Other Estate Proceedings <input type="checkbox"/> Guardianship—Adult <input type="checkbox"/> Guardianship—Minor <input type="checkbox"/> Mental Health <input type="checkbox"/> Other:				
3. Indicate procedure or remedy, if applicable (may select more than 1):					
<input type="checkbox"/> Appeal from Municipal or Justice Court <input type="checkbox"/> Arbitration-related <input type="checkbox"/> Attachment <input type="checkbox"/> Bill of Review <input type="checkbox"/> Certiorari <input type="checkbox"/> Class Action		<input type="checkbox"/> Declaratory Judgment <input type="checkbox"/> Garnishment <input type="checkbox"/> Interpleader <input type="checkbox"/> License <input type="checkbox"/> Mandamus <input type="checkbox"/> Post-judgment		<input type="checkbox"/> Prejudgment Remedy <input type="checkbox"/> Protective Order <input type="checkbox"/> Receiver <input type="checkbox"/> Sequestration <input type="checkbox"/> Temporary Restraining Order/Injunction <input type="checkbox"/> Turnover	
4. Indicate damages sought (do not select if it is a family law case):					
<input type="checkbox"/> Less than \$100,000, including damages of any kind, penalties, costs, expenses, pre-judgment interest, and attorney fees <input type="checkbox"/> Less than \$100,000 and non-monetary relief <input type="checkbox"/> Over \$100,000 but not more than \$200,000 <input type="checkbox"/> Over \$200,000 but not more than \$1,000,000 <input checked="" type="checkbox"/> Over \$1,000,000					